

JOINTLY SUBMITTED

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ANDREW PERRONG and JAMES EVERETT
SHELTON, individually and on behalf of all others
similarly situated,

Plaintiff,

vs.

TOMORROW ENERGY CORP fka SPERIAN
ENERGY CORP, a Nevada corporation, and
ENERGY GROUP CONSULTANTS, INC., a
Kansas corporation, BAETYL GROUP LLC, a
Texas limited liability company,

Defendants.

Related Cross-Claims and Third-Party Claims.

Case No. 2:19-cv-00115-RFB-EJY

**STIPULATION TO SUSPEND
DISPOSITIVE MOTION BRIEFING
PENDING OUTCOME OF
MEDIATION; ~~PROPOSED~~ ORDER**

1 This stipulation is entered into by and between Tomorrow Energy Corp. fka Sperian Energy
2 Corp. ("Tomorrow Energy" or "Sperian"), Andrew Perrong ("Mr. Perrong"), James Everett Shelton
3 ("Mr. Shelton") (together, with Mr. Perrong, "Plaintiffs"), Energy Group Consultants, Inc. ("EGC
4 Inc."), and Energy Group Consultants, LLC ("EGC LLC"), and made with reference to and in
5 contemplation of the following facts and circumstances:

6 1. On November 8, 2019, the aforementioned parties appeared before the Honorable
7 Magistrate Judge Elayna J. Youchah for a status conference. Among other things, the Court ordered
8 that discovery be bifurcated. (Dkt. No. 104.) Subsequently, the Court established a deadline by
9 which to file dispositive motions on Phase I issues. (Dkt. No. 106.) The parties recently stipulated
10 to extend the briefing schedule on Phase I dispositive motions, such that motions are due by April
11 21, 2020, oppositions are due by May 12, 2020, and replies are due by May 26, 2020. (Dkt. No.
12 141.)

13 2. The parties have reached an agreement to mediate their dispute. The parties will
14 participate in a mediation with Bruce A. Friedman, Esq. of JAMS on April 30, 2020.

15 3. So that the parties may conserve resources, focus their efforts on a possible
16 resolution, and avoid burdening the Court with unnecessary briefing, the parties stipulate and agree,
17 subject to the Court's approval, that the briefing schedule on Phase I dispositive motions be
18 suspended pending the outcome of mediation.

19 4. The parties agree to submit a joint status report which discusses the result of the
20 mediation by May 4, 2020.

21 IT IS SO STIPULATED between counsel for the parties that the briefing scheduling on
22 Phase I dispositive motions is suspended pending mediation. The parties will submit a joint status
23 report on the outcome of mediation and/or a renewed stipulation with a briefing schedule on
24 dispositive motions for Phase I by May 4, 2020.

1
2 DATED: April 16, 2020

By: /s/ Harrison Brown

BLANK ROME LLP

Ana Tagvoryan (admitted *pro hac vice*)
atagvoryan@blankrome.com

Harrison Brown (admitted *pro hac vice*)
hbrown@blankrome.com

Dustin Moaven (pending admission *pro hac vice*)
dmoaven@blankrome.com

2029 Century Park East | 6th Floor

Los Angeles, CA 90067

Telephone: 424.239.3400

Facsimile: 424.239.3434

KRAVITZ, SCHNITZER & JOHNSON, CHTD.

Gary Schnitzer (Nevada Bar No. 395)

gschnitzer@ksjattorneys.com

8985 S. Eastern Avenue, Suite 200

Las Vegas, Nevada 89123

Telephone: 702.362.6666

Facsimile: 702.362.2203

Attorneys for

TOMORROW ENERGY CORP.

fka SPERIAN ENERGY CORP.

15 DATED: April 16, 2020

By: /s/ Adam Knecht

ALVERSON TAYLOR & SANDERS

Kurt Bonds

kbonds@alversontaylor.com

Adam Knecht

aknecht@alversontaylor.com

6605 Grand Montecito Parkway, Suite 200

Las Vegas, NV 89149

Telephone: 702.384.7000

Facsimile: 702.385.7000

Attorneys for

ENERGY GROUP CONSULTANTS, INC. and

ENERGY GROUP CONSULTANTS, LLC

1
2 DATED: April 16, 2020

By: /s/ Adrienne McEntee

TERRELL MARSHALL LAW GROUP PLLC
Adrienne McEntee (admitted *pro hac vice*)
amcentee@terrellmarshall.com
Jennifer Murray (admitted *pro hac vice*)
jnmurray@terrellmarshall.com
936 North 34th Street, Suite 300
Seattle, WA 98103
Telephone: 206.816.6603
Facsimile: 206.319.5450

PARONICH LAW, P.C.
Anthony Paronich (admitted *pro hac vice*)
anthony@paronichlaw.com
350 Lincoln Street, Suite 2400
Hingham, MA 02043
Telephone: 617.485.0018
Facsimile: 508.318.8100

LAW OFFICES OF CRAIG B. FRIEDBERG
Craig Friedberg
attcbf@cox.net
4760 South Pecos Road, Suite 103
Las Vegas, Nevada 89121
Telephone: 702.435.7968
Facsimile: 702.946.0887

Attorneys for
ANDREW PERRONG and JAMES EVERETT SHELTON

ORDER

Upon the stipulation of the parties, and good cause appearing, IT IS HEREBY ORDERED that the briefing scheduling on Phase I dispositive motions is suspended pending the parties' April 30, 2020 mediation. The parties will submit a joint status report on the outcome of mediation and/or a renewed stipulation with a briefing scheduling on dispositive motions for Phase I by May 4, 2020.

Dated: April 17, 2020


ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE